

## CLASSIFICATION OFFICE DECISION

**Title of publication:** IMG\_6391.JPG

**Other known title(s):** Not stated

**OFLC ref:** 1900203.096

**Medium:** Image File

**Publisher:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** Commissioner of Police

<b>Classification:</b>	Objectionable except if the availability of the publication is restricted to persons who have attained the age of 16 years.
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**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 30 July 2019

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** 30 July 2019

### Summary of reasons for decision:

The publication is a digital image file of a photograph that has been taken of an image on a device, likely a laptop. The image depicts two naked male subjects of ambiguous age. Their nudity is sexualised, but they are not engaging in any kind of sexual activity and the tone is not exploitative. The image is likely to shock and disturb children and younger teenagers because of its explicit content. The publication is classified R16. This is a limitation on the right to freedom of expression as set out in the New Zealand Bill of Rights Act 1990 but is reasonable and justified given the risk of injury to the public good.